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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 CITY OF SEATTLE,

14 Defendant.

CASE NO. C12-1282JLR

ORDER

15 On September 29, 2017, Defendant City of Seattle (“the City”) filed a motion
16 asking the court to declare the City to be in full and effective compliance with the
17 Consent Decree. (Mot. (Dkt. # 419).) On October 13, 2017, both Plaintiff United States
18 of America (“the Government”) and Amicus Curiae Community Police Commission
19 (“CPC”) filed responses to the City’s motion. (US Resp. (Dkt. # 422); CPC Resp. (Dkt.
20 # 421).)

21 Since that time, two events occurred. First, it is the court’s understanding based
22 on news reports that on Monday, November 13, 2017, the Seattle City Council approved

1 a new contract between the Seattle Police Department (“SPD”) and the Seattle Police
2 Management Association (“SPMA”) and that this contract contains a provision for
3 arbitration that may have an impact on the police accountability ordinance. Second, it is
4 the court’s understanding based on news reports that on Tuesday, November 14, 2017,
5 SPD’s Force Review Board (“FRB”) found, by a unanimous vote, the fatal shooting of
6 Ms. Charleena Lyles to be reasonable, proportional, and within SPD policy.¹

7 Prior to ruling on the City’s motion, the court seeks additional information
8 concerning these two events, including whether the court’s understanding of these events
9 is accurate and what, if any, impact these two events should have on the court’s
10 consideration of the City’s motion. Toward that end, the court ORDERS the parties to
11 submit additional briefing concerning these issues. The court further ORDERS the
12 parties to submit simultaneous memoranda no later than Friday, December 8, 2017, and
13 to limit their memoranda to no more than 10 pages each. The court also PERMITS the
14 CPC to submit an additional memorandum on these issues as well, subject to the same

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21 ¹ The court believes that the FRB will be issuing a written report of its determination in
22 the near future. The court directs the parties to file a copy of the FRB’s report with the court
when the report becomes available.

1 timeline and page limits that are applicable to the parties. Finally, the court DIRECTS
2 the Clerk to renote the City's motion (Dkt. # 419) for December 8, 2017.

3 Dated this 20th day of November, 2017.

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6 JAMES L. ROBART
7 United States District Judge
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